SUPREME COURT OF WISCONSIN

Case No.: 98-0248-CR

Complete Title Of Case:

State of Wisconsin,

Plaintiff-Respondent,

v.

William Strong,

Defendant-Appellant-Petitioner.

REVIEW OF A DECISION OF THE COURT OF APPEALS Reported at: 229 Wis. 2d 733 (Ct. App. 1999-Unpublished)

Opinion Filed: June 16, 2000

Submitted on Briefs:

Oral Argument: May 31, 2000

Source of APPEAL

COURT: Circuit Court

COUNTY: Marathon

JUDGE: Vincent K. Howard

JUSTICES:

Concurred:

Dissented:

Not Participating: BRADLEY, J., did not participate.

ATTORNEYS: For the defendant-appellant-petitioner there were briefs and oral argument by *Jack E. Schairer*, assistant state public defender.

For the plaintiff-respondent the cause was argued by *Paul G. Lundsten*, assistant attorney general, with whom on the brief was *James E. Doyle*, attorney general.

NOTICE

This opinion is subject to further editing and modification. The final version will appear in the bound volume of the official reports.

No. 98-0248-CR

STATE OF WISCONSIN

IN SUPREME COURT

State of Wisconsin,

FILED

Plaintiff-Respondent,

JUN 16, 2000

v.

William Strong,

Cornelia G. Clark Clerk of Supreme Court Madison, WI

Defendant-Appellant-Petitioner.

REVIEW of a decision of the Court of Appeals. Affirmed.

¶1 PER CURIAM. The court is equally divided on the question of whether the decision of the court of appeals should be affirmed or reversed. Justice JON P. WILCOX, Justice N. PATRICK CROOKS, and Justice DIANE S. SYKES would affirm; Chief Justice SHIRLEY S. ABRAHAMSON, Justice WILLIAM A. BABLITCH, and Justice DAVID T. PROSSER would reverse. Justice ANN WALSH BRADLEY did not participate.

 $\P 2$ Accordingly, the decision of the court of appeals is affirmed.